



Pharmaceuticals

FACSIMILE TRANSMISSION

To:	Konata M. George	From:	Brian L. Buckwalter, Ph.D.
Co:	U.S. Patent & Trademark Office	email:	brian.buckwalter@roche.com
Fax #:	703-308-4556	Roche Palo Alto	
Phone #:	703-308-4646	3401 Hillview Ave. A2-250	
Date:	May 15, 2003	Palo Alto, CA 94304-1397	
		Phone:	650-855-6995
		Fax:	650-855-5322
Page # (incl. cover):	12		

Message:

RE: U.S. Application No. 09/966,202

Examiner George,

I left a voice mail requesting a telephone interview after the final rejection in the above-captioned case. An amendment and response is submitted herewith.

In the previous final office action all previous rejections were withdrawn and a new rejection was made over US 6,515,022. The priority of the present application is earlier than the filing date of the reference, thus Applicants believe the patent is not prior art and the application is in condition for allowance as noted in the Amendment and Response. In the event a rejection is maintained, reconsideration of the final rejection is requested for the reason noted in the amendment.

Best regards,
Brian L. Buckwalter

doc #121086v1

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Address to: Box AF Commissioner for Patents PO Box 1450 Alexandria, VA 22313	First Named Inventor	Paula Belloni
	Application Number	09/966,202
	Filing Date	September 26, 2001
	Group Art Unit	1616
	Examiner	George, Konata M.
	Attorney Docket No.	R0086B-DIV
	Title	METHODS FOR THE TREATMENT OF EMPHYSEMA USING 13-CIS-RETINOIC ACID

AMENDMENT & RESPONSE UNDER 37 CFR §1.116

SIR:

In response to the Final Office Action dated March 17, 2003, having a shortened statutory period of response set to expire June 17, 2003, please amend the application as follows and take the following remarks into consideration:

Amendments to the specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 7 of this paper.

BUCKWALB:121084v1

PTO/SB/97 (08-00)

Approved for use through 10/31/2002, OMB 0651-0031

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From: Brian Buckwalter
Roche Palo Alto LLC,
3431 Hillview Ave., Palo Alto, CA, Fax No.: 650/ 855-5322

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Certificate of Transmission under 37 CFR 1.8

I hereby certify that the correspondence cited below is being facsimile transmitted to the Patent and Trademark Office on May 15, 2003.


Brian Buckwalter, Reg. No. 46,585
Agent for Applicant

[Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.]

Documents Attached:

For: S/N 09/966,202, filed September 26, 2001,
inventor Paula Belloni, Docket R0086B-DIV

1. Amendment and Response, 10 page
2. Fax Cover Sheet

doc # 121083v1